

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

HUGO MARTIN RECINOS-RECINOS, et al.,

Plaintiff,

v.

EXPRESS FORESTRY, INC., et al.,

Defendant.

NO. C06-307MAT

NOTICE OF RELATED ACTIONS

Two actions are pending before this Court that are related and should be considered together. The two matters are Hugo Martin Recinos-Recinos, et al. v. Express Forestry, Inc., et al., Cause Number C06-307MAT, and Escolastico de Leon-Granados, et al. v. Eller and Sons Tress, Inc, et al., Cause Number 06-306P. Both of these actions arise in the same context: pending in two Federal District Courts (one in the Northern District of Georgia and one in the Eastern District of Louisiana) are claims by various Plaintiff migrant agricultural workers challenging wage and hour practices of their employers, Defendant agricultural labor contractors including Eller and Sons Trees, Inc. and Express Forestry, Inc.

Seattle-based Plum Creek Timber Co., Inc. ("Plum Creek") contracted with agricultural labor contractors including Eller and Sons Trees, Inc. and Express Forestry, Inc. to provide certain agricultural services on its timber land holdings. Eller and Sons Trees, Inc. and Express Forestry, Inc. allegedly hired Plaintiffs to perform work on some of such contracts and

NOTICE OF RELATED ACTIONS- 1

*Cairncross & Hempelmann, P.S.*  
*Law Offices*  
524 Second Avenue, Suite 500  
Seattle, Washington 98104-2323  
Phone: 206-587-0700 · Fax: 206-587-2308

1 purportedly failed to compensate them properly. Plaintiffs are seeking extensive document  
2 discovery from Plum Creek. The two matters in this Court are Motions to Compel Discovery  
3 brought by the Plaintiffs against Plum Creek. The parties have filed virtually identical materials  
4 in each matter, and the matters raise the same legal issues.

5 Originally, both matters were assigned to Judge Martinez. However, after Plum Creek  
6 filed its Responses in Opposition to Plaintiffs' Motion to Enforce Subpoena Duces Tecum, the  
7 first of these two actions, Cause Number 06-306P, was reassigned to Judge Pechman, and the  
8 second, Cause Number C06-307MAT, was reassigned to Magistrate Theiler.<sup>1</sup> Because these two  
9 actions are related, and in fact are virtually identical matters, Third-Party Plum Creek hereby  
10 notifies the Court of their relatedness so that the actions can be assigned to a single Judge of this  
11 Court for consideration in accordance with this Court's Local Rules and operating procedures.

12 Dated this 10<sup>th</sup> day of March, 2006 at Seattle, Washington.

13  
14 CAIRNCROSS & HEMPELMANN, P.S.

15  
16 /s/ Rosemary Daszkiewicz

17 Rosemary Daszkiewicz, WSBA No. 16260  
18 Attorneys for Third-Party Plum Creek Timber  
Company, Inc.

19 TROUTMAN SANDERS LLP  
20 Robert H. Buckler, GA Bar No. 092650  
Pro Hac Vice  
21 Evan H. Pontz, GA Bar No. 583577  
Pro Hac Vice  
22 5200 Bank of America Plaza  
23 600 Peachtree Street NE  
24 Atlanta, GA 30308

25 <sup>1</sup> It also appears that the Court has mistakenly classified Cause Number C06-307MAT, Hugo Martin Recinos-  
26 Recinos, et al. v. Express Forestry, Inc., et al., as a new lawsuit, because Judge Theiler has issued the standard new  
case scheduling order. See Docket No. 7.

NOTICE OF RELATED ACTIONS- 2

*Cairncross & Hempelmann, P.S.*  
*Law Offices*  
524 Second Avenue, Suite 500  
Seattle, Washington 98104-2323  
Phone: 206-587-0700 · Fax: 206-587-2308

**Certificate of Service**

I, Marian C. DiPerna, certify under penalty of perjury of the laws of the State of Washington that, on March 9, 2006, I caused copies of this Notice of Related Actions to be served via CM/ECF electronic notification, with notification sent to the following parties:

Nicholas Broten Straley      nick.straley@columbialegal.org

Andrew H Turner              aturner@splcenter.org

Kristi Graunke                kgraunke@splcenter.org

Dated this 10th day of March, 2006 at Seattle, Washington.

/s/ Marian C. DiPerna  
Marian C. DiPerna, Legal Assistant